



Practitioner's Docket No. NEB-177-PUS

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Thomas C. Evans, Ming-qun Xu

Application No.: 09/937,070

Group No.: 1656

Filed: 01/29/2002

Examiner: Schnizer

For: Method for Producing Circular or Multimeric Protein Species *in vivo* or *in vitro* and Related Methods

**RESPONSE UNDER
37 C.F.R. § 1.116
EXPEDITED PROCEDURE
EXAMINING GROUP**

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT OR RESPONSE AFTER FINAL REJECTION--TRANSMITTAL

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10*

(When using *Express Mail*, the *Express Mail* label number is *mandatory*;
Express Mail certification is *optional*.)

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

X deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

37 C.F.R. § 1.8(a)

X with sufficient postage as first class mail.

37 C.F.R. § 1.10*

G as "Express Mail Post Office to Addressee"

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TRANSMISSION

G facsimile transmitted to the Patent and Trademark Office, (703) _____

Signature

Date: January 30, 2006

Leslie Goldberg

(type or print name of person certifying)

* Only the date of filing ('1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under '1.8 continues to be taken into account in determining timeliness. See '1.703(f). Consider "Express Mail Post Office to Addressee" ('1.10) or facsimile transmission ('1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

1. Transmitted herewith is an amendment after final rejection (37 C.F.R. 1.116) for this application.

STATUS

2. Applicant is a small entity. Small entity status was already asserted by payment of small entity filing fees.

EXTENSION OF TERM

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply. Applicant petitions for an extension of time under 37 C.F.R. 1.136 (fees: 37 C.F.R. 1.17(a)(1)-(4)) for three months:

Fee: \$510.00

FEE FOR CLAIMS

4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

	(Col.1)		(Col. 2)	(Col. 3)		SMALL ENTITY		
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO PREVIOUSLY PAID FOR	PRESENT EXTRA		RATE	ADDIT. FEE	
TOTAL	22	MINUS	21	= 1	x \$	25.00	= \$	25.00
INDEP	4	MINUS	3	= 1	x \$	100.00	= \$	100
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM					+	\$ 0.00	= \$	0.00
TOTAL ADDIT. FEE							\$	125.00

Total additional fee for claims required \$125.00

FEE PAYMENT

5. Attached is a check in the amount of \$635.00.

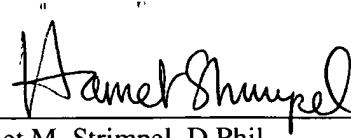
A duplicate of this paper is attached.

FEE DEFICIENCY

6. If any additional extension and/or fee is required, charge Account No. 14-0740.

If any additional fee for claims is required, charge Account No. 14-0740.

Date: January 30, 2006

A handwritten signature in cursive script, reading "Harriet Strimpel", written over a horizontal line.

Harriet M. Strimpel, D.Phil.

Registration No. 37,008

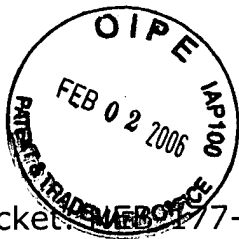
New England Biolabs, Inc.

240 County Road

Ipswich, MA 01938

978-380-7373

Customer No. 28986



Docket: 09/937,070-177-PUS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: Evans et al.

EXAMINER: Schnizer

SERIAL NO.: 09/937,070

GROUP: 1656

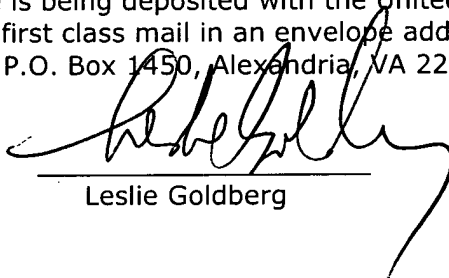
FILED: January 29, 2002

FOR: Method for Producing Circular or Multimeric Protein Species
in vivo or *in vitro* and Related Methods

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Leslie Goldberg

Sir:

AMENDMENT

In response to the Final Office Action dated August 1, 2005, Applicants submit the following response. The list of claims begins on page 2 of this response. The Remarks and Conclusion sections appear on page 7 and 8, respectively, of the response.

02/02/2006 SFELEKE1 00000066 09937070

03 FC:2201
04 FC:2202

100.00 OP
25.00 OP